

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

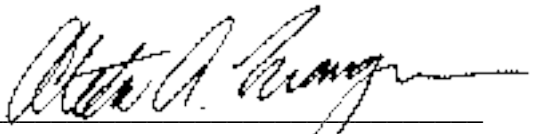
|  |   |                          |
|--|---|--------------------------|
| KENNETH SEARCY,                        | ) |                          |
|  | ) |                          |
| Plaintiff,                             | ) |                          |
|  | ) |                          |
| v.                                     | ) | Civil No. 3:07-0361      |
|  | ) | Judge Trauger            |
| BRIAN GARDNER, Warden, <i>et al.</i> , | ) | Magistrate Judge Griffin |
|  | ) |                          |
| Defendants.                            | ) |                          |

**ORDER**

On January 7, 2008, the Magistrate Judge issued a Report and Recommendation.  
(Docket No. 32) No timely objections have been filed. The Report and Recommendation is  
therefore **ACCEPTED** and made the findings of fact and conclusions of law of this court. For  
the reasons expressed therein, it is hereby **ORDERED** that the defendants' Motion to Dismiss  
and For Summary Judgment (Docket No. 22) is **GRANTED**, and this case is **DISMISSED**  
**WITH PREJUDICE** as to all defendants.

It is so **ORDERED**.

ENTER this 11<sup>th</sup> day of February 2008.

  
\_\_\_\_\_  
ALETA A. TRAUGER  
U.S. District Judge